

SEVENTEENTH DAY

(Wednesday, February 10, 1943)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Bullock	Moffett
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence Granted

Senator Lemens was granted leave of absence for today and tomorrow on account of important business, on motion of Senator Vick.

Reports of Standing Committees

Senator Metcalfe submitted the following report:

Austin, Texas,
February 10, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic to whom was referred S. B. No. 51, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that the Committee substitute for said bill do pass and be printed.

METCALFE, Chairman.

Senator Weinert submitted the following reports:

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 152, have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 158, have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass with the attached Committee amendment and be printed.

WEINERT, Chairman.

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 130, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with the attached Committee amendment and be printed.

WEINERT, Chairman.

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 47, have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred

H. B. No. 105, have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 173, have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do not pass but that Senate Committee substitute bill attached hereto do pass in lieu thereof and be printed.

WEINERT, Chairman.

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 200, have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred H. B. No. 262, have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Senator Stone submitted the following reports:

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence to whom was referred S. B. No. 25, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STONE, Chairman.

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence to whom was referred S. B. No. 105, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

STONE, Chairman.

Senator Graves submitted the following report:

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Constitutional Amendments to whom was referred S. J. R. No. 4, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

GRAVES, Chairman.

Senator Moffett submitted the following report:

Austin, Texas,
February 8, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Agriculture to whom was referred S. B. No. 134, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOFFETT, Chairman.

Senator Lovelady submitted the following reports:

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred S. B. No. 22, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass but that the Committee substitute attached hereto do pass and be printed.

LOVELADY, Chairman.

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred S. B. No. 81, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass but that Committee substitute adopted do pass and be printed.

LOVELADY, Chairman.

Senate Bills on First Reading

The following bills were introduced, read first time, and referred to the committees indicated:

By Senator Spears:

S. B. No. 161, A bill to be entitled "An Act relating to certain officers and employees of the State of Texas and all political subdivisions thereof; defining military service; providing that the absence of any such officer or employee in the military service shall not create a forfeiture of, or vacancy in the office or position, but shall merely create a temporary vacancy; providing for the appointment of a person to fill temporarily the office or position held by any such officer or employee during his absence in the military service, and prescribing the term of office, rights, powers, duties, authority, jurisdiction, compensation, and liabilities of the person so appointed; and providing that any such officer or employee so absenting himself in the military service shall not receive any compensation during his absence."

To Committee on State Affairs.

By Senator Winfield:

S. B. No. 162, A bill to be entitled "An Act fixing the salaries of certain county and precinct officials and providing for the appointment of deputies for certain county officials in counties of not more than 15,500 and not less than 15,400 inhabitants, repealing all laws and parts of laws in conflict; and declaring an emergency."

To Committee on Counties.

Communication from Presiding Judge of Court of Criminal Appeals

The President laid before the Senate, and instructed the Secretary to read, the following communication:

Austin, Texas,
February 9, 1943.

To the Senate of the Forty-eighth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

To be a Member of the Board of Pardons and Paroles, term to expire February 1, 1949:

Claude Isbell, Rockwall County.

Respectfully submitted,

F. L. HAWKINS,
Presiding Judge Court
of Criminal Appeals.

The communication was read and was referred to the Committee on Nominations of the Governor.

At Ease

On motion of Senator Fain, the Senate, at 10:15 o'clock a. m., stood at ease to 10:17 o'clock a. m. today.

The President called the Senate to order at 10:17 o'clock a. m.

Hour for Executive Session

On motion of Senator Brownlee, and by unanimous consent, the Senate agreed to hold an executive session at 10:18 o'clock a. m. today.

Message from the Governor

The following message from the Governor was received and was read:

Austin, Texas,
February 10, 1943.

To the Members of the Forty-eighth Legislature:

I submit for your consideration as emergency matters, under the authority of Section 5, Article III of the Constitution, the following subjects of legislation:

- (a) To prohibit the adulteration or misbranding of insecticides and fungicides, and regulating the manufacture and sale thereof.
- (b) To prohibit the sale of injurious products commonly known as anti-freeze solutions

for use in water-cooled engines, and regulating the manufacture and sale thereof.

Respectfully submitted,
COKE R. STEVENSON.

Executive Session

At 10:18 o'clock a. m., the President announced the arrival of the hour for an executive session of the Senate.

Accordingly, the floor and galleries were cleared of those not entitled to attend the executive session, and the doors leading from the Senate Chamber were closed.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk the following report had been adopted by the Senate:

Austin, Texas,
February 10, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Nominations by the Governor, to whom was referred the following nomination:

To be a Member of the Board of Pardons and Paroles, term to expire February 1, 1949:

Claude Isbell, Rockwall County.

Have had the same under consideration and do recommend that he be in all things confirmed.

BROWNLEE, Chairman.

In Legislative Session

The President called the Senate to order as in legislative session at 10:25 o'clock a. m.

Reports of Standing Committees

Senator Stone, by unanimous consent, submitted at this time the following report:

Austin, Texas,
February 10, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Game and Fish to whom was referred H. B. No. 119, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be not printed.

STONE, Chairman.

Senator Shivers, by unanimous consent, submitted at this time the following report:

Austin, Texas,
February 9, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Commerce and Manufacturing to whom was referred S. B. No. 159, have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass and be not printed.

SHIVERS, Chairman.

Senate Bills on First Reading

By unanimous consent, the following bills were introduced at this time and were read severally and referred to the committees indicated:

By Senator Vick:

S. B. No. 163, A bill to be entitled "An Act to repeal Section 10 of Chapter 110, Acts of the Regular Session of the Forty-seventh Legislature; and declaring an emergency."

To Committee on Finance.

By Senator Vick:

S. B. No. 164, A bill to be entitled "An Act to amend and re-enact Section 5 of the Motor Fuel Tax Law, the same being Article XVII of Chapter 184, Acts of the Regular Session of the Forty-seventh Legislature, (to facilitate and speed shipments of motor fuel during the war emergency) providing the Comptroller may authorize the sale or distribution of motor fuel and certain other products, without collecting the tax, to bonded and licensed distributors when said products are purchased for the purpose of exportation or for further refining, processing, treating, or blending, and requiring the persons selling said products to keep records, make reports, and issue manifests of such sales and requiring the purchasing distributor to pay the tax on any subsequent taxable sale or use of said products; to amend Section 13 of said Motor Fuel Tax Act by providing for refund of tax paid on motor fuel thereafter sold to the United States Government; authorizing licensed distributors to take credit on subsequent reports and tax payments for tax paid on motor fuel thereafter exported or sold to the United States

Government through dealers; re-enacting the remaining and unamended provisions now contained in the said Section 13; to amend and re-enact Subsection (a) of Section 14 of said Motor Fuel Tax Act so as to levy and impose a tax of four (4) cents per gallon, or fractional part thereof, upon all users of liquefied gases and other liquid fuels when such fuels are used to propel a motor vehicle upon the public highways; defining terms used in the said Section 14; requiring such users to make application for and obtain permits or certificates thereof, and to furnish bonds for each vehicle, with exceptions; prescribing the terms, conditions and provisions affecting said bonds and the sureties thereon; prescribing records to be kept and reports and tax payments to be made to the Comptroller; fixing a statutory preferred lien on the motor vehicles using said products to secure payment of tax; limiting the sale of said fuels to persons holding a permit or certificate thereof; providing for certain prima facie presumptions of the use of said fuels; to correct and amend Section 27 of said Motor Fuel Tax Act, by substituting the word 'or' for the word 'and' first appearing in Subdivision (b) of said Section (the entire Section is re-enacted but without further change or amendment); preserving all taxes, penalties and interest now or hereafter becoming due before the effective date of this Act; providing that the punishment of offenses committed and the recovery of fines, forfeitures and penalties incurred prior to the effective date of this Act shall take place as if the amended laws had remained in force; containing a savings clause; repealing laws in conflict herewith and providing for an emergency."

To Committee on Finance.

By Senators Lanning and Jones:

S. B. No. 165, A bill to be entitled "An Act amending Subsection 16, Article 199, Title 8, Revised Civil Statutes of Texas, 1925, changing the time and term of holding the 16th Judicial District Court in Denton and Cooke Counties, constituting the 16th Judicial District of Texas; validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds and making them returnable to the next

term of court in said counties and districts as herein fixed; validating the summoning of grand and petit juries under this Act; and declaring an emergency."

To Committee on Civil Jurisprudence.

Communication from the Governor

At the direction of the President, the following communication was read to the Senate:

Executive Department

Austin, Texas,

February 10, 1943.

Hon. John Lee Smith, Lieutenant Governor.

Dear John Lee: Would you please announce to the Senate that the reception at the Governor's Mansion, honoring the Legislature, will be held Tuesday evening, February 16th, from 8:00 to 11:00. All Members, their wives and sweethearts, are cordially invited.

With kindest regards, I remain

Sincerely yours,

COKE R. STEVENSON.

Senate Concurrent Resolution 16

Senator Aikin, by unanimous consent, offered at this time the following resolution:

S. C. R. No. 16, Authorizing survivors of John S. Bagwell and wife to sue the State.

The resolution was read and was referred to the Committee on State Affairs.

Senate Concurrent Resolution 12

The President laid before the Senate as a special order for this hour (the resolution having been read and amended on Monday, February 8, 1943):

S. C. R. No. 12, Relating to the regulations and requirements governing establishment of synthetic rubber plants.

The resolution was adopted.

House Bill 201 on Second Reading

Senator Fain moved to suspend the rules prescribing limitations relative to the consideration of bills during the first 60 days of the Regular Session of the Legislature and that H.

B. No. 201 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—27	
Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 201, A bill to be entitled "An Act authorizing cities and towns operating under special charter granted by the Legislature, as adopted or amended pursuant to the Home Rule Amendment to the Constitution of the State of Texas to submit to qualified property taxpaying voters the proposition of the issuance of bonds to provide funds for paying certain valid judgments outstanding against the general operating fund of such cities, etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 201 on Third Reading

Senator Fain moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 201 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27	
Aikin	Graves
Beck	Hazlewood
Brownlee	Jones
Bullock	Lane
Chadick	Lanning
Cotten	Lovelady
Fain	Martin

Mauritz	Stone
Metcalf	Sulak
Moffett	Vick
Moore	Weinert
Morris	Winfield
Ramsey	York
Shivers	

Absent—Excused

Formby	Lemens
Kelley	Spears

The Preesident then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

(Senator Metcalfe in the Chair.)

House Bill 29 on Second Reading

Senator Morris moved to suspend the rules prescribing limitations relative to the consideration of bills during the first 60 days of the Regular Session of the Legislature and that H. B. No. 29 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—27

Aikin	Lanning
Beck	Lovelady
Brownlee	Martin
Bullock	Mauritz
Chadick	Metcalf
Cotten	Moffett
Fain	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Stone

Sulak	Winfield
Vick	York
Weinert	

Absent—Excused

Formby	Lemens
Kelley	Spears

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 29, A bill to be entitled "An Act validating elections heretofore held in any Independent School District in this State, at which a maintenance tax for the amount and purpose stated was authorized by the qualified voters voting upon the proposition; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 29 on Third Reading

Senator Morris moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 29 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—23

Aikin	Brownlee
Beck	Bullock

Chadick	Metcalf
Fain	Moffett
Graves	Morris
Hazlewood	Ramsey
Jones	Stone
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York
Mauritz	

Nays—2

Cotten	Moore
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Absent

Shivers	Sulak
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Absent—Excused

Formby	Lemens
Kelley	Spears

House Bill 129 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 129, A bill to be entitled "An Act providing that it shall be unlawful to buy or sell any fish caught in the rivers, lakes or waters of Stephens County; etc.; and declaring an emergency."

Senator Bullock offered the following committee amendment to the bill:

Amend H. B. No. 129, Section 1, line four, by adding the words "excepting carp and buffalo," after the words "Stephens County."

The amendment was adopted.

The bill was passed to third reading.

House Bill 129 on Third Reading

Senator Bullock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 129 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Jones
Beck	Lane
Brownlee	Lanning
Bullock	Lovelady
Chadick	Martin
Cotten	Mauritz
Fain	Metcalf
Graves	Moffett
Hazlewood	Moore

Morris	Vick
Ramsey	Weinert
Shivers	Winfield
Stone	York
Sulak	

Absent—Excused

Formby	Lemens
Kelley	Spears

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

House Bill 133 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 133, A bill to be entitled "An Act to amend Section 1 of H. B. No. 1081, as passed by the Forty-seventh Legislature, Regular Session, so that Section 1 will hereafter read as follows; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 133 on Third Reading

Senator Bullock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 133 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Brownlee
Beck	Bullock

Chadick	Moffett
Cotten	Moore
Fain	Morris
Graves	Ramsey
Hazlewood	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York
Metcalf	

Absent—Excused

Formby	Lemens
Kelley	Spears

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

House Bill 167 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 167, A bill to be entitled "An Act fixing the compensation of county commissioners in counties having a population of not less than twenty-seven thousand (27,000) and not more than twenty-seven thousand one hundred (27,100), according to the 1940 United States Census where the taxable values in said county shall exceed the sum of Fifty Million (\$50,000,000) Dollars for the last preceding year; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 167 on Third Reading

Senator Stone moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 167 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

House Bill 181 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 181, A bill to be entitled "An Act to make it unlawful to take

or kill wild quail of any species, for a period of five (5) years in Andrews County, Texas; fixing penalty; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 181 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 181 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 241 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 241, A bill to be entitled "An Act amending Section 1 and Section 3 of S. B. No. 88, Chapter 205, Acts of the Regular Session of the Forty-seventh Legislature so as to provide for the payment to authorized agents for the issuance of fishing licenses issued to those who fish in the waters of Lake Worth and Eagle Mountain Lake; amending S. B. No. 88; etc.; and declaring an emergency."

The bill was read second time.

Senator Martin offered the following Committee amendments to the bill:

(1)

Amend H. B. No. 241 by striking out Subsection b of Section 4, and inserting in lieu thereof the following:

"It is further provided that there shall be a closed season on all fishing for a three-months period beginning February 15th and ending May 15th each year for 'Lake Worth' and 'Eagle Mountain Lake'."

(2)

Amend H. B. No. 241 by adding after word "them," and in front of the word "for," the following: "for five consecutive days."

(3)

Amend the caption to conform to changes in bill.

The amendments were adopted severally.

The bill was passed to third reading.

House Bill 241 on Third Reading

Senator Martin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 241 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 10, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolution:

S. C. R. No. 15, Relating to extension of Gulf Intercoastal Waterway to the Rio Grande Valley.

S. B. No. 11, A bill to be entitled "An Act authorizing appeals in certain cases direct from trial courts to the Supreme Court; etc.; and declaring an emergency."

S. B. No. 35, A bill to be entitled "An Act providing for the execution of an agreement to extend the Interstate Compact to Conserve Oil and Gas; etc.; and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

(President in the Chair.)

House Bill 262 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 262, A bill to be entitled "An Act to amend Subsection 81 of Article 199, Title 8, of the Revised Civil Statutes of Texas, 1925, so as

to change the time and terms of holding the 81st District Court in Karnes, Frio, LaSalle, Atascosa and Wilson Counties constituting the 81st Judicial Districts of Texas validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the next term of court in said counties and districts, as herein fixed."

The bill was read second time and was passed to third reading.

House Bill 262 on Third Reading

Senator Mauritz moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 262 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Lane
Beck	Lanning
Brownlee	Lovelady
Bullock	Martin
Chadick	Mauritz
Cotten	Metcalf
Fain	Moffett
Graves	Moore
Hazlewood	Morris
Jones	Ramsey

Shivers	Weinert
Stone	Winfield
Sulak	York
Vick	

Absent—Excused

Formby	Lemens
Kelley	Spears

House Bill 47 on Second Reading

On motion of Senator Hazlewood, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. B. No. 47, A bill to be entitled "An Act to amend Subdivision 31 of Article 199, Title 8, of the Revised Civil Statutes of Texas, 1925, as amended, so as to change the length of the terms of the District Court in Roberts, Wheeler, Gray and Lipscomb Counties, constituting the Thirty-first Judicial District Court of Texas; validating and continuing all processes issued or served before this Act takes effect."

The President laid the bill before the Senate on its second reading and passage to third reading.

The bill was read second time and was passed to third reading.

House Bill 47 on Third Reading

Senator Hazlewood moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 47 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

Senate Bill 140 on Second Reading

On motion of Senator Moffett, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. B. No. 140, A bill to be entitled "An Act amending Subsection 50, Article 199, Title 8, Revised Civil Statutes of Texas, 1925, as amended by S. B. No. 85, Chapter 14, Acts of the Regular Session of the Forty-first Legislature, changing the time and term of holding the 50th Judicial District Court of Baylor, Knox, King, and Cottle Counties, constituting the 50th Judicial District of Texas; validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds and making them returnable to the next term of court in said counties and districts as herein fixed; validating the summoning of grand and petit juries under this Act; and declaring an emergency."

The President laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time.

Senator Moffett offered the following amendment to the bill:

Amend S. B. No. 140 by striking out the last four lines on page 1

of said bill, and inserting in lieu thereof the following:

"In the County of Baylor on the first Monday in January and September.

"In the County of Knox, on the first Monday in February and October.

"In the County of King, on the first Monday in March and November.

"In the County of Cottle, on the first Monday in April and December."

The amendment was adopted.

The bill was passed to engrossment.

Senate Bill 140 on Third Reading

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 140 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Hazlewood
Beck	Jones
Brownlee	Lane
Bullock	Lanning
Chadick	Lovelady
Cotten	Martin
Fain	Mauritz
Graves	Metcalfe

Moffett	Sulak
Moore	Vick
Morris	Weinert
Ramsey	Winfield
Shivers	York
Stone	

Absent—Excused

Formby	Lemens
Kelley	Spears

Senate Bill 58 on Second Reading

On motion of Senator Winfield, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. B. No. 58, A bill to be entitled "An Act amending Article 3902 of the Revised Civil Statutes of Texas of 1925 and all amendments thereto, by adding thereto a new Subsection to be known as Subsection 9, fixing the compensation of the first assistant or chief deputy sheriff and other deputy sheriffs in counties where the population is not less than 15,000 and not more than 15,100 inhabitants according to the last preceding Federal Census and with a total area of not less than 569,250 square acres of land and not more than 569,500 square acres of land, the salary of the chief deputy sheriff in any such county shall not exceed Two Thousand Four Hundred (\$2,400.00) Dollars per annum and the salary of any other assistant deputy sheriff shall not exceed Two Thousand One Hundred (\$2,100.00) Dollars per annum; and declaring an emergency."

The President laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

Senate Bill 58 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 58 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Chadick
Beck	Cotten
Brownlee	Fain
Bullock	Graves

Hazlewood	Morris
Jones	Ramsey
Lane	Shivers
Lanning	Stone
Lovelady	Sulak
Martin	Vick
Mauritz	Weinert
Metcalfe	Winfield
Moffett	York
Moore	

Absent—Excused

Formby	Lemens
Kelley	Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

Senate Bill 59 on Second Reading

On motion of Senator Winfield, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. B. No. 59, A bill to be entitled "An Act amending Article 2350 of the Revised Civil Statutes of the State of Texas, providing for the compensation of county commissioners in any county where the population is not less than 15,000 and not more than 15,100 inhabitants according to the last preceding Federal Census and with a total area of not less than 569,250 square acres of land and not more than 569,500 square acres of land, the salary of each county commissioner shall be not exceeding Three Thousand (\$3,000.00) Dollars

per annum; and declaring an emergency."

The President laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

Senate Bill 59 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 59 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

House Bill 119 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 119, A bill to be entitled "An Act amending H. B. No. 184, Chapter 96, First Called Session of the Forty-third Legislature setting out certain regulations regarding the killing of squirrels in Jasper, Newton, Young, and Jack Counties; and declaring an emergency."

The bill was read second time.

Senator Lanning offered the following Committee amendment to the bill:

Amend H. B. No. 119 by striking out Section 1 (a) and substitute in lieu thereof:

"It shall be lawful for anyone to hunt, take or kill any squirrel at any time in the Counties of Young and Jack."

And amend the caption accordingly.

The amendment was adopted.

Senator Metcalfe offered the following amendment to the bill:

Amend H. B. No. 119 by adding after the word "Young" the following: "Tom Green, Irion, Sterling." And amend the caption accordingly.

The amendment was adopted.

The bill was passed to third reading.

House Bill 119 on Third Reading

Senator Lanning moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 119 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

Senate Bill 124 on Second Reading

Senator Moore moved to suspend the rules prescribing limitations relative to the consideration of bills during the first 60 days of the Regular Session of the Legislature and that S. B. No. 124 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 124, A bill to be entitled "An Act to amend Article 1498, Revised Civil Statutes of Texas of 1925, so as to eliminate therefrom the prohibition against a corporation organized under Chapter 15 of Title 32 borrowing money in excess of its paid up capital stock; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 124 on Third Reading

Senator Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 124 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Lanning
Beck	Lovelady
Brownlee	Martin
Bullock	Mauritz
Chadick	Metcalfe
Cotten	Moffett
Fain	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Stone

Sulak	Winfield
Vick	York
Weinert	

Absent—Excused

Formby	Lemens
Kelley	Spears

Senate Bill 24 on Second Reading

Senator Lovelady moved to suspend the rules prescribing limitations relative to the consideration of bills during the first 60 days of the Regular Session of the Legislature and that S. B. No. 24 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 24, A bill to be entitled "An Act amending Article 6204, Article 6221, and Article 6227 of the Revised Civil Statutes of 1925, as same have been heretofore amended, providing for the assessment and collection of a tax to pay, and the payment of pensions to veterans and their widows, and for the payment of a mortuary warrant."

The bill was read second time.

Question—Shall the bill be passed to engrossment?

Senate Bill 136 on Second Reading

On motion of Senator Ramsey, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. B. No. 136, A bill to be entitled "An Act to amend Article 6954, Title

121, of the Revised Civil Statutes of Texas, 1925, as amended Acts 1937, Forty-fifth Legislature; p. 382, Chapter 189, paragraph 1; Acts 1937, Forty-fifth Legislature, Second Called Session, page 1916, Chapter 35, paragraph 1; Acts 1939, Forty-sixth Legislature, Spec. L, page 947, paragraph 1, so as to provide for Stock Law Elections in San Augustine County; repealing all laws or parts of laws in conflict therewith; and declaring an emergency."

The President laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

Senate Bill 136 on Third Reading

Senator Ramsey moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 136 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Fain
Beck	Graves
Brownlee	Hazlewood
Bullock	Jones
Chadick	Lane
Cotten	Lanning

Lovelady	Shivers
Martin	Stone
Mauritz	Sulak
Metcalf	Vick
Moffett	Weinert
Moore	Winfield
Morris	York
Ramsey	

Absent—Excused

Formby	Lemens
Kelley	Spears

Senate Bill 137 on Second Reading

On motion of Senator Ramsey, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. B. No. 137, A bill to be entitled "An Act to amend Subdivision 2 of Article 199, Title 8, of the Revised Civil Statutes of Texas, 1925, as amended by Acts 1939, Forty-sixth Legislature, page 150, so as to change the time and terms of holding the Second District Court in Angelina, Cherokee and Nacogdoches Counties, constituting the Second Judicial District of Texas; validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the next term of court in the summoning of grand and petit juries under this Act; and declaring an emergency."

The President laid the bill before the Senate on its second reading and passage to engrossment.

The bill was read second time and was passed to engrossment.

Senate Bill 137 on Third Reading

Senator Ramsey moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 137 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Hazlewood
Beck	Jones
Brownlee	Lane
Bullock	Lanning
Chadick	Lovelady
Cotten	Martin
Fain	Mauritz
Graves	Metcalf

Moffett	Sulak
Moore	Vick
Morris	Weinert
Ramsey	Winfield
Shivers	York
Stone	

Absent—Excused

Formby	Lemens
Kelley	Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

Senate Bill 24 on Engrossment

The Senate resumed consideration of pending business, same being S. B. No. 24, relating to disbursements from Confederate Pension Fund, on its passage to engrossment.

Senator Lovelady offered the following amendment to the bill:

Amend S. B. No. 24 by adding a new Section reading as follows and numbered 3 (a):

"Section 3 (a). The State Comptroller of Public Accounts and the State Treasurer are hereby authorized and directed to transfer One Million and Five Hundred Thousand (\$1,500,000.00) Dollars from the Confederate Pension Fund to the General Revenue Fund. Such amount so transferred shall be applied as a credit to the advancements heretofore made by the General Revenue Fund for the support and maintenance of the Con-

federate Veterans' Home and the Confederate Women's Home."

The amendment was adopted.

(Senator Moffett in the Chair.)

The bill was passed to engrossment.

Senate Bills on First Reading

By unanimous consent, the following bills at this time were introduced, read severally, and referred to the committee indicated:

By Senator Ramsey:

S. B. No. 166, A bill to be entitled "An Act to amend Section 3 of S. B. 41, Acts of the Regular Session of the Forty-second Legislature, providing for certain provisions to be inserted in group life insurance policies; and declaring an emergency."

To Committee on Insurance.

By Senator Ramsey:

S. B. No. 167, A bill to be entitled "An Act to amend Section 5 of H. B. No. 5, Acts of the Regular Session of the Forty-seventh Legislature, providing for certain provisions to be inserted in industrial life insurance policies; and declaring an emergency."

To Committee on Insurance.

Senate Bill 24 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 24 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Shivers
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Formby	Lemens
Kelley	Spears

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time.

On motion of Senator Lovelady, and by unanimous consent, the caption of the bill was amended to conform to changes made in the body of the bill.

Senator Fain offered the following amendment to the bill:

Amend Committee substitute for S. B. No. 24.

Amend Section 2, line 52 by striking the words and figures "Fifty (\$50.00) Dollars," and adding in lieu thereof the words and figures:

"One Hundred (\$100.00) Dollars."

The amendment was lost by the following vote:

Yeas—3

Chadick	Vick
Fain	

Nays—22

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalfe
Bullock	Moffett
Cotten	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Stone
Lanning	Weinert
Lovelady	York

Absent

Sulak	Winfield
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Absent—Excused

Formby	Lemens
Kelley	Spears

(President in the Chair.)

The bill was passed by the following vote:

Yeas—27

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalfe
Chadick	Moffett
Cotten	Moore
Fain	Morris
Graves	Ramsey
Hazlewood	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick

Weinert
Winfield

York

Absent—Excused

Formby
Kelley

Lemens
Spears

Recess

On motion of Senator Metcalfe, the Senate, at 12:10 o'clock p. m., took recess to 10:00 o'clock a. m., tomorrow.

SEVENTEENTH DAY Continued

(Thursday, February 11, 1943)

The Senate met at 10 o'clock a. m., and was called to order by the President.

House Bill 105 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 105, A bill to be entitled "An Act to amend Subdivision 30 of Article 199, Title 8 of the Revised Statutes of the State of Texas of 1925 as amended so as to change the time and terms of holding the terms of the District Court of Wichita County, Texas, constituting the 30th Judicial District of Texas."

The bill was read second time and was passed to third reading.

House Bill 85 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 85, A bill to be entitled "An Act providing for a closed season or a period of time when it shall be unlawful to take bullfrogs from any portion of Fayette County, Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

Report of Standing Committee

Senator Moffett, by unanimous consent, submitted at this time the following reports:

Austin, Texas,
February 11, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred S. B.

No. 117, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be not printed, advance printing having already been had.

MOFFETT, Vice Chairman.

Austin, Texas,
February 11, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred H. C. R. No. 17, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOFFETT, Vice Chairman.

Austin, Texas,
February 11, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred S. C. R. No. 16, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOFFETT, Vice Chairman.

House Bill 190 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 190, A bill to be entitled "An Act providing for the setting of nets for the purpose of catching suckers, buffalo, carp, shad and gar in waters of Fayette County during certain months; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

Senate Bill on First Reading

By unanimous consent, the following bill was introduced, read first time, and referred to the committee indicated:

By Senators Metcalfe and Bullock:

S. B. No. 168, A bill to be entitled "An Act amending Article 2870 of the Revised Civil Statutes of 1925, repealing all laws and parts of laws in conflict herewith [relating to the pur-